

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF MISSOURI**

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MARTY GINSBURG, <i>et al.</i> ,	)
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	)
Plaintiffs,	)
	)
v.	)
	)
	)
INBEV NV/SA,	)
ANHEUSER-BUSCH COMPANIES, INC., and	)
ANHEUSER-BUSCH, INC.	)
Defendants.	)
	)
	)

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**DEFENDANTS' MOTION FOR PROTECTIVE ORDER  
REGARDING THE DEPOSITIONS OF CARLOS BRITO AND AUGUST BUSCH IV**

Pursuant to Rule 26 of the Federal Rules of Civil Procedure, defendants, by and through their undersigned attorneys, respectfully move this Court to enter an order prohibiting the depositions of Carlos Brito, the current CEO of Anheuser-Busch InBev, and August Busch IV, the former CEO of Anheuser-Busch and a current member of the Anheuser-Busch InBev Board of Directors, at this time. Defendants seek this relief on the grounds that:

- 1) At a minimum, the depositions of Mr. Brito and Mr. Busch should be postponed until the Court has an opportunity to rule on defendants' Motion to Stay. Indeed, the decision to unilaterally notice Mr. Busch's deposition for March 6th seems calculated to circumvent the defendants' purpose in filing the Motion to Stay.
- 2) As a separate and independent ground, Mr. Busch should not be deposed because the plaintiffs have failed to pursue any relevant information he may possess through less intrusive means, including the depositions of other Anheuser-Busch employees.

For the foregoing reasons and those set forth in the accompanying Memorandum of Law, which is incorporated herein by reference, defendants respectfully request that the Court enter an order prohibiting the depositions of Mr. Brito and Mr. Busch at this time and grant any other relief deemed just and proper.

Dated: February 27, 2009

Respectfully submitted,

/s/ James F. Bennett

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Anheuser-Busch Companies, Inc., and  
Anheuser-Busch, Inc.

**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing document was served upon all counsel of record via the Court's electronic filing system on this 27<sup>th</sup> day of February, 2009.

/s/ James F. Bennett